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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

2015 OCT 14 A 11:33

AZ CORP COMMISSION
DOCKET CONTROL

In the matter of:

DOCKET NO. S-20932A-15-0220

LOANGO CORPORATION, a Utah corporation,

JUSTIN C. BILLINGSLEY and HEATHER
BILLINGSLEY, husband and wife,

JEFFREY SCOTT PETERSON, an unmarried man,

JOHN KEITH AYERS and JENNIFER ANN
BRINKMAN-AYERS, husband and wife,

Respondents.

Arizona Corporation Commission

DOCKETED

OCT 14 2015

DOCKETED BY

**FOURTH
PROCEDURAL ORDER
(Grants Motion)**

BY THE COMMISSION:

On June 30, 2015, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Action ("Notice") against LoanGo Corporation, Justin C. Billingsley and Heather Billingsley, husband and wife (the "Billingsleys"), Jeffrey Scott Peterson, and John Keith Ayers and Jennifer Ann Brinkman-Ayers, husband and wife (the "Ayerses") (collectively "Respondents"), in which the Division alleged violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of stock.

The spouse of Justin C. Billingsley, Heather Billingsley ("Billingsley Spouse") and the spouse of John Keith Ayers, Jennifer Ann Brinkman-Ayers ("Ayers Spouse") (collectively "Respondent Spouses") are joined in the action pursuant to A.R.S. § 44-2031(C) solely for the purpose of determining the liability of the respective marital communities.

The Respondents were duly served with copies of the Notice.

1 On July 13, 2015, Respondents LoanGo Corporation and Jeffrey Scott Peterson filed a
2 Request for Hearing pursuant to A.A.C. R14-4-306.

3 On July 15, 2015, Respondents John Keith Ayers and Jennifer Ann Brinkman-Ayers filed a
4 Request for Hearing.

5 On July 17, 2015, by Procedural Order, a pre-hearing was scheduled to commence on July 30,
6 2015.

7 On July 22, 2015, Frank R. Mead and Joshua C. Black filed a Notice of Appearance on behalf
8 of the Billingsleys.

9 On that same date, Respondent Justin Billingsley filed a Request for Hearing.

10 On July 23, 2015, by Procedural Order, the pre-hearing conference scheduled for July 30,
11 2015, was affirmed.

12 On July 30, 2015, the pre-hearing conference was held as scheduled. The Division and
13 Respondents appeared through counsel. The parties requested the scheduling of a hearing and agreed
14 to the date of February 4, 2016.

15 On July 30, 2015, by Procedural Order, a hearing was scheduled for February 4, 2016.

16 On July 31, 2015, a Consent to Email Service was filed by Kevin Fallon McCarthy on behalf
17 of John and Jennifer Ayers.

18 On that same date, Respondents Ayers filed their Answer.

19 On August 3, 2015, Respondents LoanGo Corporation and Jeffrey Scott Peterson filed their
20 Answer to Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, Order
21 for Restitution, Order for Administrative Penalties, and Order for Other Affirmative Action.

22 On August 3, 2015, Respondents Billingsley filed their Amended Request for Hearing.

23 On August 25, 2015, Respondents LoanGo Corporation and Jeffrey Scott Peterson filed
24 another Answer to Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist,
25 Order for Restitution, Order for Administrative Penalties, and Order for Other Affirmative Action.

26 On September 25, 2015, a Motion for Substitution of Counsel for Justin C. Billingsley and
27 Heather Billingsley was filed.

28 On that same date, Respondents Justin C. Billingsley and Heather Billingsley filed their

1 Answer to Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, Order
2 for Restitution, Order for Administrative Penalties and Order for Other Affirmative Action.

3 No objections to the motion for substitution of counsel have been filed, accordingly, the
4 motion should be granted.

5 IT IS THEREFORE ORDERED that the Motion for Substitution of Counsel is granted.

6 IT IS FURTHER ORDERED substituting Maureen Beyers of Osborn Maledon, P.A. as
7 counsel for the Billingsleys.

8 IT IS FURTHER ORDERED that the hearing remains scheduled to commence on **February**
9 **4, 2016, at 10:00 a.m.**, at the Commission's offices, 1200 West Washington Street, Hearing Room
10 No. 1, Phoenix, Arizona.

11 IT IS FURTHER ORDERED that **the parties shall also set aside February 5, and 8-12,**
12 **2016 for additional days of hearing**, if necessary.

13 IT IS FURTHER ORDERED that **the Division and Respondents shall exchange copies of**
14 **their Witness Lists and copies of the Exhibits by December 21, 2015**, with courtesy copies
15 provided to the presiding Administrative Law Judge.

16 IT IS FURTHER ORDERED that **if the parties reach a resolution of the issues raised in**
17 **the Notice prior to the hearing, the Division shall file a Motion to Vacate the Proceeding**

18 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
19 Communications) is in effect and shall remain in effect until the Commission's Decision in this
20 matter is final and non-appealable.

21 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
22 31 and 38 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

23 IT IS FURTHER ORDERED that withdrawal or representation must be made in compliance
24 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
25 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings
26 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
27 discussion, unless counsel has previously been granted permission to withdraw by the Administrative
28 Law Judge or the Commission.

1 IT IS FURTHER ORDERED that the Presiding Administrative Law Judge may rescind, alter,
2 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
3 ruling at hearing.

4 DATED this 14TH day of October, 2015.

5
6 
7 MARK PRENY
ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered
9 this 14TH day of October, 2015, to:

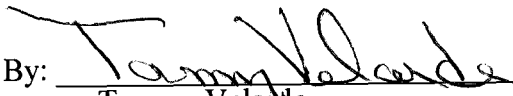
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